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TROY ALLEN TIMMINS

VS.

THE STATE OF TEXAS

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IN THE COURT OF

CRIMINAL APPEALS

AUSTIN, TEXAS

FILED
COURT OF CRIMINAL APPEALS
8/17/2018
DEANA WILLIAMSON, CLERK

MOTION TO EXTEND TIME TO FILE PETITION FOR DISCRETIONARY REVIEW

TO THE HONORABLE JUSTICES OF SAID COURT:

Now comes Troy Allen Timmins, Appellant in the above styled and numbered cause, and moves this Court to grant an extension of time to file a Petition for Discretionary Review, pursuant to Rule 68.2(c) of the Texas Rules of Appellate Procedure, and for good cause shows the following:

1. This case is on appeal from the Fourth Court of Appeals in San Antonio, Texas.
2. The case below was styled Troy Allen Timmins v. The State of Texas, Fourth Court of Appeals, and numbered 04-17-00187-CR.
3. Appellant was convicted of Bail Jumping and Failure to Appear.
4. On July 18, 2018, the Fourth Court of Appeals rendered its opinion in this cause in a case of first impression. Appellant's petition for discretionary review is due August 17, 2018.
5. Undersigned counsel is representing Appellant pro bono in filing a petition for discretionary review. Undersigned counsel is a solo practitioner and is handling multiple other appeals wherein undersigned counsel has primary briefing responsibility. This is in addition to an active trial practice. Undersigned counsel respectfully requests an additional thirty (30) days from the present due date in which to file Appellant's petition for discretionary review.
6. This motion is filed within fifteen (15) days of the deadline for filing the petition

for discretionary review in this matter, and is thus timely under the Texas Rules of Appellate Procedure.

7. Appellant requests an extension of time of 30 days from the present date, i.e. September 16, 2018.

8. Appellant is currently incarcerated.

9. This is Appellant's first motion for extension of time.

10. Appellant requests that this honorable Court extend the deadline to file Appellant's Petition for Discretionary Review to September 16, 2018.

WHEREFORE, PREMISES CONSIDERED, Appellant prays that this Court grant this Motion To Extend Time to File Petition for Discretionary Review, and for such other and further relief as the Court may deem appropriate.

Respectfully submitted,

M. Patrick Maguire, P.C.
Attorney and Counselor
945 Barnett Street
Kerrville, Texas 78028
Tel: (830) 895-2590
Fax: (830) 895-2594

By: /s/ M. Patrick Maguire

M. Patrick Maguire
State Bar No. 24002515
mpmlaw@ktc.com
Attorney for Troy Allen Timmins

CERTIFICATE OF SERVICE

This is to certify that on August 16, 2018, a true and correct copy of the above and foregoing document was served on the District Attorney's Office, Kerr County, 402 Clearwater Paseo, Kerrville, Texas 78028, by facsimile transmission to (830) 315-2461.

/s/ M. Patrick Maguire

M. Patrick Maguire